



County of Fairfax, Virginia

MEMORANDUM

Office of the County Attorney
Suite 549, 12000 Government Center Parkway
Fairfax, Virginia 22035-0064
Phone: (703) 324-2421; Fax: (703) 324-2665
www.fairfaxcounty.gov

DATE: August 22, 2012

TO: William O'Donnell, Staff Coordinator
Zoning Evaluation Division
Department of Planning and Zoning

FROM: Bette R. Crane, Paralegal *[Signature]*
Office of the County Attorney

SUBJECT: Affidavit
FDPA 82-P-069-09-09
Applicant: The Shops at Fair Lakes LP
PC Hearing Date: 11/29/12
BOS Hearing Date: N/A

REF.: 117339

Attached is an affidavit which has been approved by the Office of the County Attorney for the above-referenced case. Please include this affidavit dated 5/17/12, which bears my initials and is numbered 117339, when you prepare the staff report.

Thank you for your cooperation.

Attachments

cc: Laura Gumkowski, Planning Technician II
Zoning Evaluation Division/DPZ



COUNTY OF FAIRFAX
Department of Planning and Zoning
Zoning Evaluation Division
12055 Government Center Parkway, Suite 801
Fairfax, VA 22035 (703) 324-1290, TTY 711
www.fairfaxcounty.gov/dpz/zoning/applications

APPLICATION No:

FDPA 82-P-069-09-09

RECEIVED
Department of Planning & Zoning

JUL 19 2012

Zoning Evaluation Division

APPLICATION FOR A REZONING
(PLEASE TYPE or PRINT IN BLACK INK)

PETITION

117339

TO: THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA

I (We), The Shops at Fair Lakes L.P., the applicant (s) petition you to adopt an ordinance amending the Zoning Map of Fairfax County, Virginia, by reclassifying from the PDC District to the PDC District the property described below and outlined in red on the Zoning Section Sheet(s) accompanying and made part of this application.

APPLICATION TYPE(S):	PCA ()	CDP ()	FDP ()	CDPA ()	FDPA (X)
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LEGAL DESCRIPTION:

Parcels A1, B, C, D2 (part)	Section 7B	Fair Lakes	9669	1201
			8555	148
Lot(s)	Block(s)	Subdivision	Deed Book	Page No.

TAX MAP DESCRIPTION:

55-2	((5))		A1, B, C, D2 (part)	± 8.46 acres
Map No.	Double Circle No.	Single Circle No.	Parcel(s)/Lot(s) No.	Total Acreage

POSTAL ADDRESS OF PROPERTY:

12701, 12735, 12730 Shoppes Lane, Fairfax, VA 22033

ADVERTISING DISCRIPTION: (Example - North side of Lee Highway approx. 1000 feet west of its intersection with Newgate Blvd.)

East and west sides of Shoppes Lane north of Fairfax County Parkway and south of Fair Lakes Parkway

PRESENT USE: Retail

PROPOSED USE: Retail

MAGISTERIAL DISTRICT: Springfield

OVERLAY DISTRICT (S): WS

The name(s) and address(s) of owner(s) of record shall provided on the affidavit form attached and made part of this application. The undersigned has the power to authorize and does hereby authorize Fairfax County staff representative on official business to enter on the subject property as necessary to process the application.

Jon M. Peterson

Type or Print Name

12500 Fair Lakes Circle, Ste 400, Fairfax, VA 22033

Address

Signature of Applicant or Agent

(Work)

(Mobile)

Telephone Number

Francis A. McDermott, Esquire

Please provide name and telephone number of contact if different from above: 1751 Pinnacle Dr., #1700, McLean, Va 22102

(703) 714-7422; (703) 714-7410-FAX

DO NOT WRITE BELOW THIS SPACE

Date application accepted:

7/20/12

FDPA 2012-0128

Fee Paid \$17,555.00

Virginia Ruffner

REZONING AFFIDAVIT

DATE: May 17, 2012
(enter date affidavit is notarized)

I, Jon M. Peterson, do hereby state that I am an
(enter name of applicant or authorized agent)

(check one) ☐ applicant
 ☒ applicant's authorized agent listed in Par. 1(a) below

117329

in Application No.(s): FDPA 82-P-069-09-01
(enter County-assigned application number(s), e.g. RZ 88-V-001)

and that, to the best of my knowledge and belief, the following information is true:

- 1(a). The following constitutes a listing of the names and addresses of all **APPLICANTS, TITLE OWNERS, CONTRACT PURCHASERS**, and **LESSEES** of the land described in the application,* and, if any of the foregoing is a **TRUSTEE,**** each **BENEFICIARY** of such trust, and all **ATTORNEYS** and **REAL ESTATE BROKERS**, and all **AGENTS** who have acted on behalf of any of the foregoing with respect to the application:

(**NOTE:** All relationships to the application listed above in **BOLD** print must be disclosed. Multiple relationships may be listed together, e.g., **Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner**, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel(s) for each owner(s) in the Relationship column.)

NAME (enter first name, middle initial, and last name)	ADDRESS (enter number, street, city, state, and zip code)	RELATIONSHIP(S) (enter applicable relationships listed in BOLD above)
The Shops at Fair Lakes L.P.(1) Agents: Milton V. Peterson Jon M. Peterson William E. Peterson Paul S. Weinschenk Richard M. Doyle	12500 Fair Lakes Circle, Suite 400 Fairfax, VA 22033	Applicant/Title Owner
Hunton & Williams LLP(10)	1751 Pinnacle Drive, Suite 1700 McLean, VA 22102	Attorneys/Agents for Applicant
Francis A. McDermott John C. McGranahan, Jr. Nicholas H. Grainger	1751 Pinnacle Drive, Suite 1700 McLean, VA 22102	Attorneys/Agents for Applicant

(check if applicable) ☒ There are more relationships to be listed and Par. 1(a) is continued on a "Rezoning Attachment to Par. 1(a)" form.

* In the case of a condominium, the title owner, contract purchaser, or lessee of 10% or more of the units in the condominium.

** List as follows: Name of trustee, Trustee for (name of trust, if applicable), for the benefit of: (state name of each beneficiary).

Rezoning Attachment to Par. 1(a)DATE: May 17, 2012

(enter date affidavit is notarized)

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))

117339

(NOTE): All relationships to the application are to be disclosed. Multiple relationships may be listed together, e.g., **Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner**, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel(s) for each owner(s) in the Relationship column.

NAME (enter first name, middle initial, and last name)	ADDRESS (enter number, street, city, state, and zip code)	RELATIONSHIP(S) (enter applicable relationships listed in BOLD above)
Susan K. Yantis Elaine O'Flaherty Cox	1751 Pinnacle Drive, Suite 1700 McLean, VA 22102	Planners/Agents for Applicant
Jeannie A. Mathews	1751 Pinnacle Drive, Suite 1700 McLean, VA 22102	Paralegal/Agent for Applicant
Kimley-Horn and Associates, Inc.(11) ✓ Agents: Jeffrey H. Saxe Adam J. Steiner	11400 Commerce Park Drive, Suite 400 Reston, VA 20191	Planning & Zoning Consultant/Landscape Architect/Agent for Applicant
Bohler Engineering, P.C.(12) ✓ Agents: Adam J. Volanth Michael J. O'Hara, Jr.	22630 Davis Drive, Suite 200 Sterling, VA 20164	Engineers/Agents for Applicant
M. J. Wells & Associates, Inc.(13) ✓ Agents: Robin L. Antonucci Kevin R. Fellin	1420 Spring Hill Road, Suite 600 McLean, VA 22102	Traffic Consultants/Agents for Applicant
Wetland Studies and Solutions, Inc.(14) ✓ Agents: Michael S. Rolband Kimberly A. Snyder Mark W. Headly	5200 Wellington Branch Drive, Suite 100 Gainesville, VA 20155	Environmental Consultants/Agents for Applicant

(check if applicable)

[]

There are more relationships to be listed and Par. 1(a) is continued further on a "Rezoning Attachment to Par. 1(a)" form.

REZONING AFFIDAVIT

DATE: May 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-04.09
(enter County-assigned application number(s))

1(b). The following constitutes a listing*** of the **SHAREHOLDERS** of all corporations disclosed in this affidavit who own 10% or more of any class of stock issued by said corporation, and where such corporation has 10 or less shareholders, a listing of all of the shareholders, **and if the corporation is an owner of the subject land, all of the OFFICERS and DIRECTORS of such corporation:**

(NOTE: Include **SOLE PROPRIETORSHIPS, LIMITED LIABILITY COMPANIES, and REAL ESTATE INVESTMENT TRUSTS** herein.)

CORPORATION INFORMATION

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)

(1)The Shops at Fair Lakes, Inc.
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

DESCRIPTION OF CORPORATION: (check one statement)

- ☒ There are 10 or less shareholders, and all of the shareholders are listed below.
☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF SHAREHOLDERS: (enter first name, middle initial, and last name)

Milton V. Peterson
John T. Hazel, Jr.

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name & title, e.g. **President, Vice President, Secretary, Treasurer, etc.**)

James W. Todd, President/Director
Milton V. Peterson, VP/Director
John T. Hazel, Jr., VP/Director
Duane W. Beckhorn, Director
Otis D. Coston, Jr., Director
Nancy Z. McGrath, Secretary
William E. Peterson, Treasurer

(check if applicable) ☒ There is more corporation information and Par. 1(b) is continued on a "Rezoning Attachment 1(b)" form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. ***In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed.*** Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

Rezoning Attachment to Par. 1(b)DATE: May 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))**NAME & ADDRESS OF CORPORATION:** (enter complete name, number, street, city, state, and zip code)(11) Kimley-Horn and Associates, Inc.
11400 Commerce Park Drive, Suite 400
Reston, VA 20191**DESCRIPTION OF CORPORATION:** (check one statement)

- ☐ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☒ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDER: (enter first name, middle initial, and last name)

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)(12) Bohler Engineering, P.C.
22630 Davis Drive, Suite 200
Sterling, VA 20191**DESCRIPTION OF CORPORATION:** (check one statement)

- ☒ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)Ludwig H. Bohler
Adam J. Volanth
Daniel M. Duke
Mark R. Joyce

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)(check if applicable) ☒ There is more corporation information and Par. 1(b) is continued further on a "Rezoning Attachment to Par. 1(b)" form.

Rezoning Attachment to Par. 1(b)DATE: May 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-09-C4
(enter County-assigned application number (s))**NAME & ADDRESS OF CORPORATION:** (enter complete name, number, street, city, state, and zip code)(13) M. J. Wells & Associates, Inc.
1420 Spring Hill Road, Suite 600
McLean, VA 22102**DESCRIPTION OF CORPORATION:** (check one statement)

- ☐ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☒ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDER: (enter first name, middle initial, and last name)

M. J. Wells & Associates, Inc. Employee Stock Ownership Trust. All employees are eligible participants; however, no one employee owns 10% or more of any class of stock.

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)(14) Wetland Studies and Solutions, Inc.
5300 Wellington Branch Drive, Suite 100
Gainesville, VA 20155**DESCRIPTION OF CORPORATION:** (check one statement)

- ☒ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

Michael S. Rolband

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)(check if applicable) ☐ There is more corporation information and Par. 1(b) is continued further on a "Rezoning Attachment to Par. 1(b)" form.

REZONING AFFIDAVIT

DATE: May 17, 2012
(enter date affidavit is notarized)

119339

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number(s))

1(c). The following constitutes a listing*** of all of the **PARTNERS**, both **GENERAL** and **LIMITED**, in any partnership disclosed in this affidavit:

PARTNERSHIP INFORMATION

PARTNERSHIP NAME & ADDRESS: (enter complete name, number, street, city, state and zip code)

(1) The Shops at Fair Lakes L.P.
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLE OF THE PARTNERS (enter first name, middle initial, last name, and title, e.g. **General Partner, Limited Partner, or General and Limited Partner**)

GENERAL PARTNER:

The Shops at Fair Lakes, Inc.(2)

LIMITED PARTNERS:

MVP Master Limited Partnership(3)
York Investments, L.P.(4)
Perch Associates Limited Partnership (5)
John T. Hazel III GST Trust(6)
Leigh Ann Hazel-Groux GST Trust(7)
Richard M. Hazel GST Trust(8)
James W. Hazel GST Trust(9)

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued on a "Rezoning Attachment to Par. 1(c)" form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. ***In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed.*** Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

Rezoning Attachment to Par. 1(c)

DATE: May 17, 2012
(enter date affidavit is notarized)

119339

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(3)MVP Master Limited Partnership
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

GENERAL PARTNERS:

Milton V. Peterson
MV Peterson Associates L.C. (owns less than 10% of The Shops at Fair
Lakes L.P.)

LIMITED PARTNERS:

Milton V. Peterson
MVP Investments L.C. (owns less than 10% of The Shops at Fair
Lakes L.P.)

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)

DATE: March 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(4) York Investments, L.P.
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

GENERAL PARTNERS:

York, Inc. (owns less than 10% of The Shops at Fair
Lakes L.P.)

LIMITED PARTNERS:

MVP Master Limited Partnership(3)
Carolyn S. Peterson
Lauren P. Fellows
William E. Peterson
Jon M. Peterson
Steven B. Peterson

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)

DATE: May 17, 2012
(enter date affidavit is notarized)

119339

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(5)Perch Associates Limited Partnership
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

GENERAL PARTNER:

John T. Hazel, Jr.

LIMITED PARTNERS:

John T. Hazel, Jr.
Leigh Ann Hazel-Groux
John T. Hazel III
Richard M. Hazel
James W. Hazel

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)

DATE: May 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(6)John T. Hazel III GST Trust
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

TRUSTEE:

John T. Hazel III

BENEFICIARIES:

Michele S. Hazel
Virginia L. Hazel
Marion A. Hazel

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)

DATE: May 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-09-04
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(6)John T. Hazel III GST Trust
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

TRUSTEE:

John T. Hazel III

BENEFICIARIES:

Michele S. Hazel
Virginia Hazel
Marion Hazel

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)

DATE: May 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-04-09
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(7) Leigh Ann Hazel-Groux GST Trust
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

TRUSTEE:

Leigh Ann Hazel-Groux

BENEFICIARIES:

Richard W. Groux, Jr.
Two minor children of Leigh Ann
Hazel-Groux and Richard W. Groux, Jr.

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)

DATE: May 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-01-09
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(8)Richard M. Hazel GST Trust
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

TRUSTEE:

Richard M. Hazel

BENEFICIARIES:

Cheryl L. Hazel
Caroline G. Hazel
William R. Hazel

and

Four Minor Children of
Richard M. and Cheryl L. Hazel

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)

DATE: May 17, 2012
(enter date affidavit is notarized)

117339

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(9) James W. Hazel GST Trust
12500 Fair Lakes Circle, Suite 400
Fairfax, VA 22033

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

TRUSTEE:

James W. Hazel

BENEFICIARIES:

Sarah D. Hazel
James M. Hazel
Emily W. Hazel

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)DATE: May 17, 2012

(enter date affidavit is notarized)

for Application No. (s): FDPA 82-P-069-09-09

(enter County-assigned application number (s))

117339

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

(10)Hunton & Williams LLP
 1751 Pinnacle Drive, Suite 1700
 McLean, VA 22102

(check if applicable) ☒ The above-listed partnership has no limited partners.**NAMES AND TITLES OF THE PARTNERS:** (enter first name, middle initial, last name, and title, e.g., **General Partner, Limited Partner, or General and Limited Partner**)

Benjamin C. Ackerly	Nadia S. Burgard	W. Jeffery Edwards
Robert A. Acosta-Lewis	Eric R. Burner	John C. Eichman
Lawrence C. Adams	M. Brett Burns	Emmett N. Ellis
Michael F. Albers	P. Scott Burton	Edward W. Elmore, Jr.
Virginia S. Albrecht	Ellis M. Butler	Frank E. Emory, Jr.
Kenneth J. Alcott	Ferdinand A. Calice	Juan C. Enjamio
Fernando C. Alonso	Matthew J. Calvert	John D. Epps
Chris M. Amantea	Daniel M. Campbell	Patricia K. Epps
Walter J. Andrews	Thomas H. Cantrill	Phillip J. Eskenazi
Heather S. Archer	Curtis G. Carlson	Joseph P. Esposito
Charles E. G. Ashton	Jean Gordon Carter	Kelly L. Faglioni
L. Scott Austin	Charles D. Case	Susan S. Failla
Ian Phillip Band	Thomas J. Cawley	Eric H. Feiler
Sean M. Beard	James N. Christman	Kevin C. Felz
John J. Beardsworth, Jr.	Whittington W. Clement	Edward F. Fernandes
Steven H. Becker	Herve' Cogels (nmi)	Norman W. Fichthorn
Stephen John Bennett	Cassandra C. Collins	Andrea Bear Field
Melinda R. Beres	Stacy M. Colvin	Kevin J. Finto
Lucas Bergkamp (nmi)	Terence G. Connor	Melanie Fitzgerald (nmi)
Lon A. Berk	S. Gregory Cope	Michael F. Fitzpatrick
Douglas M. Berman	Cameron N. Cosby	Robert N. Flowers
Mark B. Bierbower	Cyane B. Crump	William M. Flynn
Stephen R. Blacklocks	Ashley Cummings (nmi)	Laura M. Franze
Jeffry M. Blair	Alexandra B. Cunningham	Lauren E. Freeman
Michael J. Blayney	William D. Dannelly	Steven C. Friend
Matthew P. Boshier	Samuel A. Danon	Edward J. Fuhr
James W. Bowen	Barry R. Davidson	Charles A. Gall
Lawrence J. Bracken, II	John A. Decker	Daniel C. Garner
James P. Bradley	John J. Delionado	Douglas M. Garrou
Sheldon T. Bradshaw	Stephen P. Demm	Richard D. Gary
David F. Brandley, Jr.	Dee Ann Dorsey	John T. Gerhart, Jr.
Craig A. Bromby	Edward L. Douma	Jeffrey W. Giese
Benjamin P. Browder	Mark S. Dray	Neil K. Gilman
A. Todd Brown, Sr.	Sean P. Ducharme	C. Christopher Giragosian
Tyler P. Brown	Deidre G. Duncan	Douglas S. Granger
F. William Brownell	Roger Dyer (nmi)	Laurie A. Grasso
Kevin J. Buckley	Frederick R. Eames	J. William Gray, Jr.
Kristy A. Niehaus Bulleit	Maya M. Eckstein	Charles E. Greef
Joseph B. Buonanno	Joseph C. Edwards	Christopher C. Green

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a "Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)DATE: May 17, 2012

(enter date affidavit is notarized)

for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))

117339

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)(10)Hunton & Williams LLP (continued)
1751 Pinnacle Drive, Suite 1700
McLean, VA 22102(check if applicable) ☒ The above-listed partnership has no limited partners.**NAMES AND TITLES OF THE PARTNERS:** (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

Robert J. Grey, Jr.	Dan J. Jordanger	John S. Martin
Greta T. Griffith	Roland Juarez (nmi)	J. Michael Martinez de Andino
Bradley W. Grout	Thomas R. Julin	Walfrido J. Martinez
Steven M. Haas	W. Alan Kailer	Joseph Clarke Mathews
Miles B. Haberer	Andrew Kamensky (nmi)	Laurie Uustal Mathews
Brian L. Hager	Joseph C. Kearfott	John Gary Maynard, III
Robert J. Hahn	Michael G. Keeley	Fraser A. McAlpine
Jarrett L. Hale	G. Roth Kehoe, II	William H. McBride
Eric J. Hanson	David A. Kelly	Michael C. McCann
Ronald M. Hanson	Douglas W. Kenyon	T. Allen McConnell
Jason W. Harbour	Michael C. Kerrigan	Francis A. McDermott
Ray V. Hartwell, III	Ryan T. Ketchum	Alexander G. McGeoch
Jeffrey L. Harvey	Robert A. King	John C. McGranahan, Jr.
John D. Hawkins	Edward B. Koehler	Gustavo J. Membiela
Rudene Mercer Haynes	John T. Konther	Mark W. Menezes
Mark S. Hedberg	Torsten M. Kracht	Gary C. Messplay
Colleen Heisey (nmi)	Christopher G. Kulp	Patrick E. Mitchell
Michael S. Held	David Craig Landin	Jack A. Molenkamp
Gregory G. Hesse	Gregory F. Lang	T. Justin Moore, III
David A. Higbee	David C. Lashway	Thurston R. Moore
Thomas Y. Hiner	Andrew W. Lawrence	Bruce W. Moorhead, Jr.
D. Bruce Hoffman	Daniel M. LeBey	Robert J. Morrow
Robert E. Hogfoss	Bradley T. Lennie	Ann Marie Mortimer
John R. Holzgraefe	L. Steven Leshin	Michael J. Mueller
Cecelia Philipps Horner	Catherine D. Little	Eric J. Murdock
George C. Howell, III	Steven R. Loeshelle	Frank J. Murphy, Jr.
Kevin F. Hull	David C. Lonergan	Ted J. Murphy
Donald P. Irwin	David S. Lowman, Jr.	Thomas P. Murphy
Jamie Zysk Isani	Michael J. Madden, Jr.	David A. Mustone
Judith H. Itkin	Tyler Maddry (nmi)	James P. Naughton
Makram B. Jaber	Kimberly M. Magee	Wim Nauwelaerts (nmi)
Timothy L. Jacobs	Manuel E. Maisog	Michael Nedzbala (nmi)
Lori Elliott Jarvis	Douglas M. Mancino	Henry V. Nickel
Matthew D. Jenkins	Alan J. Marcuis	Lonnie D. Nunley, III
Andrew E. Jillson	Brian R. Marek	Michael A. Oakes
Harry M. Johnson, III	Fernando Margarit (nmi)	Peter K. O'Brien
James A. Jones, III	Stephen S. Maris	John T. O'Connor
Kevin W. Jones	Thelma Marshall (nmi)	Leslie A. Okinaka
Laura Ellen Jones	Jeffrey N. Martin	John D. O'Neill, Jr.

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

Rezoning Attachment to Par. 1(c)DATE: May 17, 2012

(enter date affidavit is notarized)

117339for Application No. (s): FDPA 82-P-069-09-09
(enter County-assigned application number (s))**PARTNERSHIP NAME & ADDRESS:** (enter complete name & number, street, city, state & zip code)(10)Hunton & Williams LLP (continued)
1751 Pinnacle Drive, Suite 1700
McLean, VA 22102(check if applicable) ☒ The above-listed partnership has no limited partners.**NAMES AND TITLES OF THE PARTNERS:** (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

Pam Gates O'Quinn
Michael A. O'Shea
Brian V. Otero
Raj Pande (nmi)
Randall S. Parks
Peter S. Partee, Sr.
J. Steven Patterson
William S. Patterson
Robert Dean Pope
Curtis D. Porterfield
Laurence H. Posorske
Kurtis A. Powell
Lewis F. Powell, III
J. Waverly Pulley, III
Robert T. Quackenboss
Dionne C. Rainey
Katherine E. Ramsey
John Jay Range
Stuart A. Raphael
Robert S. Rausch
Belynda B. Reck
Baker R. Rector
Shawn Patrick Regan
Sona Rewari (nmi)
Thomas A. Rice
Jennings G. ("J. G.") Ritter, II
Kathy E. B. Robb
Daryl B. Robertson
Gregory B. Robertson
Patrick L. Robson
Robert M. Rolfe
Ronald D. Rosener
Brent A. Rosser
William L. S. Rowe
Marguerite R. ("Rita") Ruby
D. Alan Rudlin
Mary Nash K. Rusher
D. Kyle Sampson
Karen M. Sanzaro

Stephen M. Sayers
Arthur E. Schmalz
Gregory J. Schmitt
John R. Schneider
Howard E. Schreiber
Jeffrey P. Schroeder
Robert M. Schulman
Carl F. Schwartz
P. Watson Seaman
James S. Seevers, Jr.
Douglass P. Selby
Joel R. Sharp
Michael R. Shebelskie
Rita A. Sheffey
Ryan A. Shores
George P. Sibley, III
Aaron P. Simpson
Jo Anne E. Sirgado
Laurence E. Skinner
Thomas G. Slater, Jr.
Brooks M. Smith
Caryl Greenberg Smith
John R. ("J. R.") Smith
Yisun Song (nmi)
Lisa J. Sotto
Joseph C. Stanko, Jr.
Todd M. Stenerson
John J. Stenger
Gregory N. Stillman
Fradyn Suarez (nmi)
Yeongyo Anna Suh
C. Randolph Sullivan
Jeffrey M. Sullivan
Andrew J. Tapscott
Robert M. Tata
Rodger L. Tate
W. Lake Taylor, Jr.
Wendell L. Taylor
Robin Lyn Teskin

John Charles Thomas
Gary E. Thompson
B. Cary Tolley, III
Bridget C. Treacy
Julie I. Ungerman
Surasak Vajasit (nmi)
Mark C. Van Deusen
C. Porter Vaughan, III
Emily Burkhardt Vicente
Daniel G. Vivarelli, Jr.
Mark R. Vowell
Amanda L. Wait
Linda L. Walsh
William A. Walsh, Jr.
Lynnette R. Warman
William L. Wehrum
Peter G. Weinstock
Malcolm C. Weiss
Mark G. Weisshaar
Kevin J. White
Jonathan M. Wilan
Amy McDaniel Williams
Holly H. Williamson
Michael G. Wilson
Evan D. Wolff
Allison D. Wood
John W. Woods, Jr.
David C. Wright
Richard L. Wyatt, Jr.
Scott F. Yarnell
David R. Yates
William F. Young
Lee B. Zeugin
Manida Zimmerman (nmi)

(check if applicable) ☐ There is more partnership information and Par. 1(c) is continued further on a
"Rezoning Attachment to Par. 1(c)" form.

REZONING AFFIDAVIT

DATE: May 17, 2012
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for Application No. (s): FDPA 82-P-069-09-09
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1(d). One of the following boxes **must** be checked:

☐ In addition to the names listed in Paragraphs 1(a), 1(b), and 1(c) above, the following is a listing of any and all other individuals who own in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the **APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE*** of the land:

☒ Other than the names listed in Paragraphs 1(a), 1(b), and 1(c) above, no individual owns in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the **APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE*** of the land.

2. That no member of the Fairfax County Board of Supervisors, Planning Commission, or any member of his or her immediate household owns or has any financial interest in the subject land either individually, by ownership of stock in a corporation owning such land, or through an interest in a partnership owning such land.

EXCEPT AS FOLLOWS: (**NOTE:** If answer is none, enter "NONE" on the line below.)

NONE

(check if applicable) ☐ There are more interests to be listed and Par. 2 is continued on a "Rezoning Attachment to Par. 2" form.

REZONING AFFIDAVIT

DATE: May 17, 2012
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117339

for Application No. (s): FDPA 82-P-069-09-09
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3. That within the twelve-month period prior to the public hearing of this application, no member of the Fairfax County Board of Supervisors, Planning Commission, or any member of his or her immediate household, either directly or by way of partnership in which any of them is a partner, employee, agent, or attorney, or through a partner of any of them, or through a corporation in which any of them is an officer, director, employee, agent, or attorney or holds 10% or more of the outstanding bonds or shares of stock of a particular class, has, or has had any business or financial relationship, other than any ordinary depositor or customer relationship with or by a retail establishment, public utility, or bank, including any gift or donation having a value of more than \$100, singularly or in the aggregate, with any of those listed in Par. 1 above.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on line below.)

Jon M. Peterson, agent for Applicant, has contributed in excess of \$100 to Supervisor Foust.

Steven B. Peterson, agent for Applicant, has contributed in excess of \$100 to Supervisor Bulova.

Francis A. McDermott, attorney for Applicant, has contributed in excess of \$100 each to Supervisor Foust, Supervisor Bulova and Supervisor Cook.

John C. McGranahan, Jr., attorney for Applicant, has contributed in excess of \$100 to Supervisor Cook.

Thomas P. Murphy, a partner at Hunton & Williams, has contributed in excess of \$100 to Supervisor Cook.

(NOTE: Business or financial relationships of the type described in this paragraph that arise after the filing of this application and before each public hearing must be disclosed prior to the public hearings. See Par. 4 below.)

(check if applicable) ☒ There are more disclosures to be listed and Par. 3 is continued on a "Rezoning Attachment to Par. 3" form. →

4. That the information contained in this affidavit is complete, that all partnerships, corporations, and trusts owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land have been listed and broken down, and that prior to each and every public hearing on this matter, I will reexamine this affidavit and provide any changed or supplemental information, including business or financial relationships of the type described in Paragraph 3 above, that arise on or after the date of this application.

WITNESS the following signature:

(check one)

☐ Applicant

☒ Applicant's Authorized Agent

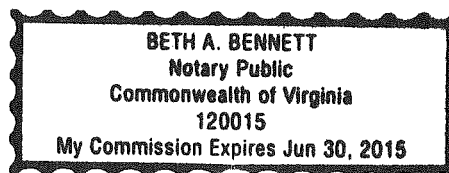
Jon M. Peterson, Agent for Applicant

(type or print first name, middle initial, last name, and title of signer)

Subscribed and sworn to before me this 17th day of May 20 12 in the State/Comm. of Virginia, County/City of Fairfax.

Beth A. Bennett
Notary Public

My commission expires: 6/30/15



Rezoning Attachment to Par. 3

DATE: May 17, 2012
(enter date affidavit is notarized)

for Application No. (s): FDPA 82-P-069-09 -09
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James W. Hazel, disclosed in Paragraph 1(c) of the Affidavit, has contributed in excess of \$100 to Supervisor Cook.

(check if applicable)

☐

There are more disclosures to be listed for Par. 3, and Par. 3 is continued further on a "Rezoning Attachment to Par. 3" form.